

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, May 5, 1987 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Victor Prusinowski, Councilman
Louis Boschetti, Councilman
Robert Pike, Councilman

Also Present: Richard Ehlers, Town Attorney

Supervisor Janoski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Minutes of Regular Board Meeting held on April 21, 1987 are dispensed without objection and be approved.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

BILLS approved by resolution #290

Supervisor Janoski, "The heads of departments of town government are present this evening should anyone have a question of them. Reports, Mrs. Pendzick."

REPORTS

Tax Receiver-report of collections as of April 29, 1987; \$15,517.195.	Filed
Supervisor's Office-annual financial report, 1986.	Filed
Supervisor's Office-annual financial report, 1986 Scavenger Waste District.	Filed
Building Department-for month of April, 1987.	Filed
Planning Board, 4/27/87-approving minor sub-divisions of P. Hudock; J. Fox; Riverhead Investors; & H. McKay. Recommends approval of Special Permit of Jason Sossin.	Filed
Open Bid Report-Duck Pond Estates Extension 18-B. (See Water District Minutes)	Filed

REPORTS ContinuedOPEN BID REPORT - 4-Wheel Drive Pick-Ups - Police Dept.

Filed

No Bids Submitted

OPEN BID REPORT - Tractor - Buildings & Grounds

Filed

Bid Date: May 4, 1987
3 Bids submitted

#1 NAME: MALVESE EQUIPMENT CO.

ADDRESS: 232 OLD COUNTRY ROAD, RIVERHEAD, NY

TOTAL BID: \$16,795.00 alternate/18,845.00

#2 NAME: TRYAC TRUCK EQUIPMENT

ADDRESS: ROUTE 58, P.O. BOX 98, Riverhead

TOTAL BID: \$18,483.00

Supervisor Janoski, "Thank you. Applications."

APPLICATIONS

Special Permit-M.H. of L.I. Inc, for 304 multiple, retirement residences; "Wildwood Village", Sound Avenue west of Fresh Pond Avenue.

Filed

Site Plan-J. Picone (Aircraft Warehousing, Inc.), add to building.

Filed

Site Plan-Stan Pohl (The Bluffs) sales pavilion.

Filed

Site Plan-Lynch Homes, Inc. (4 model homes, Route 58).

Filed

Site Plan-Herb Obser Motors (parking lot, Route 58 and Osborne Avenue.

Filed

Change of Zone-M.H. of L.I., Inc. (industrial to RC, Sound Avenue)

Filed

Supervisor Janoski, "Thank you. Correspondence."

CORRESPONDENCE

Jim Roth, 4/25/87-Requests Board condemn building at Riverside Drive and Main Street.

Filed

NYS Dept. of Transportation, 4/22/87-comments that traffic study required for application of Fred Moore for retirement community.

Filed

CORRESPONDENCE Continued

Wm. Roberts, 5/1/87-appeals decision of CAC & requests public hearing. Filed

Clothing Works-requesting permission for sidewalk sale on 5/9/87. Filed

Coalition of Wading River Assoc.-requesting hamlet study in Wading River. Filed

Supervisor Janoski, "Just as a matter of note, the Town Board is initiating an action of that building on the corner of Riverside Drive and Main Street this evening. The time for the first public hearing has not yet arrived. We do have a lengthy unfinished business. If there's any question about any of those applications, I'd be happy to answer them. And I would recognize anyone wishing to be heard on any subject at this time. Bill."

Bill Welsh, S. Jamesport, "I am the president of the Jamesport/S. Jamesport Civic Association. And I'm here tonight speaking on behalf of approximately a dozen people who are with us tonight. Over a year ago, in March of 1986, a meeting was held between most of the Town Board and members of the Jamesport community. Now certain zoning concepts were discussed then. And the Town Board members present, indicated the willingness to work with the community in responding to zoning requests. Now, throughout the remainder of 1986, the zoning review committee of the Jamesport/South Jamesport Civic Association also met with the Town Board's code revision zoning and planning committee a number of times. The Civic Association recommended during the course of these discussions, the implementation of a zone; Residence "D" which restricts non-residential development in the current resort Business "A" zoning in South Jamesport. The Town, in the later portion of the year, also proposed a waterfront development district for that area while the Civic Association was still at that point maintaining support for the residential zoning. Just to review a couple of highlights of that year; in a local news article in April of '86 that described the original Residence "D" proposal. It also noted that one Town Board member indicated that a hearing on those specifics as well as other zoning proposals for the South Jamesport area would be held soon. Then in October of 1986, a community meeting was held with the Town's Code and Revision, Zoning and Planning Committee regarding the Route 25 and South Jamesport zoning situation. The minutes of the Town's Committee at that time, state that the residents again express support for Residence "D" and that this zone would allow no commercial activities of any kind under the "D" proposal. In the Code Revisions Zoning and Planning Committee minutes of November 20th, 1986, it was stated that (to quote) the decision was to preset each alternative and concept for a public hearing. Alternative being; residential versus waterfront along Main Street. Since this process is now a year old, we ask; where is the public hearing? If the Town has been unable to formulate the specifics for a hearing, perhaps a hamlet study should be considered. Either way, the status of both industrial and business zoning south of Route 25, needs to be addressed and changed. The Board has expressed its willingness to work with

PERSONAL APPEARANCES ContinuedBILL WELSH, Continued

the Jamesport area residents. And I would ask now that we all follow through with this process to implement the desires of the community. And I have here, which I will give to the Town Clerk, a package of references with some of the notations that I've noted here and there is also a stack of petitions bearing over 125 signatures that express opposition to the waterfront redevelopment district. And I just submit that at this time to indicate that the community does have an interest in this regard."

Supervisor Janoski, "Is there anyone who signed the petition that owns the waterfront property?"

Bill Welsh, "I don't believe so."

B Supervisor Janoski, "Thank you Bill. You're not finished? I'm sorry."

Bill Welsh, "The sum up of this is; we'd like to see something moving along within the next month or two in this regard."

Supervisor Janoski, "The waterfront district which is opposed in this document is in the process of being written. And our understanding is that the planning people are also developing a Residence "D" zone also. I don't see anyone here that department so I can't ask them at what point they're at or if they are ready to refer it to the Planning Board for their review so that we can make it part of the town zoning code so that it can be implemented. Usually there's someone here but I don't see anybody here. Is there somebody here? Could you come up here and give us an update as to where we are in the new zoning?"

Brenda Filmanski, "Waterfront development district code has been written. It is basically ready to be sent to the Planning Board for their review and recommendation. What Rick Hanley and myself are working on right now is a revision of condominium in order to go along with that code and we'd like to send it all at one time."

Supervisor Janoski, "It sort of appears that we're about ready or close. Thank you Bill. I saw another hand go up before. Yes sir."

Bernard Gorman, "I'm vice president of the Great Meadows Association which is in South Jamesport but immediately to the east of South Jamesport Avenue. It's primarily residential but includes Tuts Lane and Dougs Lane to the east. While we are not intimately effected with South Jamesport as these people are, I think anything that transpires in that general area effects us as well. And I would merely like to indicate the support of our people for the request that Mr. Welsh has just made for a hearing on the matter so that this can be brought forward and that the matter can be resolved satisfactorily for all concerned."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "What would happen in the process because what is being developed here are two zoning designations which presently don't exist in the zoning code. So there would be a hearing on the creation of that new zone. In fact, there would be two hearings because there's two zones. And then in the case of the implementation of that zone in a specific area, then there would be a hearing on that subject also. So there will be two sets of hearings."

Bernard Gorman, "I understand. Thank you."

Supervisor Janoski, "Steve."

Steve Haizlip, Calverton, "This past Thursday, I attended this environmental and D.E.C. hearing in the County Center and the next morning I had heard on the radio that you had been there too. And I guess your dissatisfaction with them is the same as mine. Now, I listened to some of those people get up there and tell their stories of how they have been harrassed and held up and how they've been hastled and not answered by mail. And one of the stories that struck was the science fellow from Shelter Island about putting his house in and then the grass getting on the Somolean Leads or whatever you might want to call them. So anyway, what I'm getting to is this one fellow made reference to the D.E.C. is like the KGB or the Gestapo. Now the point that I'm bringing up, how can a legislative body of this state give one agency the power to levy such outrageous fines on people and harass them and don't answer the mail. I thought that people in this country fighting for their liberty, was due the rightful process of the law and procedures of the law."

Councilman Prusinowski, "Steve, Did you ask that of Joe Sawicki and John Behan who were there or the state representatives who were there?"

Steve Haizlip, "No."

Councilman Prusinowski, "I think that question should be asked of them. Because asking us is wonderful, but they are the ones who actually voted and vote to authorize the money to run the D.E.C. and those are the people that you should ask that question. We agree with you but asking us that question doesn't really... Unless the papers want to report and get it back to them."

Steve Haizlip, "I'm not asking the question. As Mr. Janoski once said; he welcomes any person of this town to get up and speak on any subject. He don't care what it is. So this is my subject that I'm speaking on."

Councilman Prusinowski, "You were at the hearing and I was wondering if you got up and asked because I was interested in what they had to say in answer to that question."

PERSONAL APPEARANCES Continued

Steve Haizlip, "Well, I couldn't very well get up and speak becuse I borrowed the wife's car because the truck was immobilized so to speak and I told her I'd be back at a certain time, Joe. So I had to go back and I didn't bother."

Councilman Prusinowski, "I was just curious to see what they had to say about it."

Steve Haizlip, "Well Joe was right. I wrote to four governors in the past month. Two of those governors have answered my letters. Mr. "DeCaucus" of Massachusetts and it was it reference to Father Tom that got killed up there and he was very nice. And the other one was Iowa, Mr. "Bronson", he wrote. Very nice. But Governor Caine from New Jersey, as far as I'm concerned, right now he is going to condone the murder of that girl or lady that got killed by turning off the electricity in Hoboken I think it is. He don't want to answer. And Governor Cuomo, he doesn't want to answer. And they are all legitimate subjects. And of course you spoke about Mr. Sawicki, he's got so many letters that they are now in class 26 known as old time storage. Ok, thank you Joe."

Supervisor Janoski, "Thank you Steve. Let the record show that the hour of 7:45 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, May 5, 1987 at 7:45 p.m. to hear all interested persons regarding: The Proposed Adoption of a Local Law by adding section 107-3, "Definitions" and Section 107-4 "Prohibited Acts" to Chapter 107 of the Town Code.

Supervisor Janoski, "Thank you. Mr. Town Attorney."

Richard Ehlers, "The proposal before the Board tonight is brought from the Conservation Advisory Council. It is their suggestion that a bluff definition be included in the code. The proposal discusses that location at the top of the escartment where the land becomes level as a definition for the top of the bluff and then suggests a minimum 100-foot setback for any construction or excavation, filling or change in the contours. There is a representative, George Bartunek, from the Conservation Advisory Council as well."

Supervisor Janoski, "Thank you. Is there anyone who wishes to comment on this proposal? Mr. Smith."

Allen Smith, "For the tape recorder, my name is Allen Smith. I'm an attorney at 737 Roanoke Avenue. My suggestion for your consideration in reference to these proposed amendments; is that most specifically with reference to the definition of 100 feet. That if you wish to say that, my suggestion to you is that you phrase it in terms of 0 to 100 feet."

PUBLIC HEARING , ContinuedALLEN SMITH Continued

In a particular instance, it is readily imaginable that it would be appropriate to provide for a setback of 20 feet, 30 feet, 40 feet or even 100 feet. Not every site lends itself to an absolute statement that it is necessary to protect the wetland by 100 feet. There is the issue that has been raised in other jurisdictions whereby the regulatory powers so restrict a particular piece of property that it may not be used at all and you get into a thing called inverse condemnation. A parcel, for instance, on Meetinghouse Creek which is in the old subdivision, may not in fact be a 100-foot wide at the point where the lot comes to Meetinghouse Creek. An absolute rule of 100 feet means that no use may be made from that particular lot and that particular instance, a setback of 10, 15 20 feet may in fact be appropriate. In other areas that are less developed, 100 feet may in fact be appropriate. In the same thinking, it applies to bluff lines to the degree that you allow regulators such as the Conservation Advisory Council, some guidance and outline but also provide them with flexibility. It's more appropriate. I think it's a much better rule and guide than setting an absolute figure on either issue. Thank you."

Supervisor Janoski, "Thank you Allen. Is there anyone else present who wishes to address this?"

Betty Brown, "Good evening. My name is Betty Brown. I'm representing the Northfork Environmental Council and we support the 100-foot setback. Thank you."

Supervisor Janoski, "Thank you. Peter."

Peter Danowski, "I'm just thinking of Bob Burns who was here speaking with John Lombardi and he left because someone, I won't say who, said they were going to discuss something like this tonight. He was concerned if his house burned down on the Sound where he lived on a bluff. Would he be able to get a building permit to rebuild his house? And he said that he heard some rumors that some law might be discussed tonight and I guess he wanted to voice some sort of opposition to anything that might prevent him from building his house again. That's it."

Supervisor Janoski, Thank you Peter. I'm sure Bob Burns thanks you too. Is there anyone else present who wishes to address the proposal?"

Councilman Boschetti, "Does the C.A.C. wish to go on record?"

Supervisor Janoski, "I keep on asking and I don't see them standing up."

Councilman Boschetti, "Does the C.A.C. wish to make a comment on the record?"

PUBLIC HEARING Continued

George Bartunek, "No we don't."

Supervisor Janoski, "Well if that's the case, I declare the hearing closed without objection. There's about 4 minutes remaining before the next public hearing. Is there anyone who wishes to be recognized on any subject? Steve."

7:45 PUBLIC HEARING CLOSED AT 7:51

Steve Haizlip, "I better get it in now because you don't open up after the meeting. Mr. Janoski and the Board members. There's a couple of items I want to bring up and I noticed in every day travel. One is you always talk about cleaning the town. Now, especially on Route 58, that dilapidated and half falling down gas station there that some developer quickly and hastily put up there to make some money off the expressway. Now, the guy, he hustled so fast to get the money and he got it. But now who's going to be left holding the bag to clean that mess up and get it out of there? That's one."

Councilman Prusinowski, "We know where that is Steve. We just have to find out the circumstances behind it."

Steve Haizlip, "Right next to the Highway barn."

Supervisor Janoski, "It's up by the State Highway Barn."

Councilman Prusinowski, "Right. We don't know who owns that now."

Steve Haizlip, "Now, secondly; I am going to try to ask this diplomatically. I don't want no interference on the Board as Joe Steltzer would say. Now, at the dump, I've often thought about this as I go by. How come the house got the permit to be built then later the land was condemned and then a fence put up around there. I don't think that there was any intent for somebody to make another deal of it."

Supervisor Janoski, "Are you talking next to our landfill? We took that property because of the need for additional land for the landfill and for sand and covering material for the sanitary landfill operation."

Steve Haizlip, "So the need for that came up afterwards."

Councilman Prusinowski, "Yes. Many, many years afterwards."

Supervisor Janoski, "There's about two minutes before the next public hearing. Would like to... Cy."

Cy Walsh, Riverhead, "By all these different situations coming up this evening, I thought I'd ask the question of whether the ticket people on Main Street have gotten back and front meters straightened out. I read in the paper where a fellow got a ticket quite to his surprise and noticed that the meter in the back of these cars didn't have the money in it. I was wondering who won and has it sort of been rectified?"

PERSONAL APPEARANCES Continued

Supervisor Janoski, "I can only say that I hope so. And Cy, you have really nicely filled up that two minutes. Thank you very much. Let the record show that the hour of 7:55 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:55 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, May 5, 1987 at 7:55 p.m. to hear all interested persons regarding: The Plan and Estimate of Cost in relation to the proposed increase and improvement of the facilities of the Riverhead Water District, at a maximum estimated cost of \$225,000 by drilling of test wells at Plant 5 and Plant 8.

(SEE WATER DISTRICT MINUTES)

7:55 PUBLIC HEARING CLOSED AT 7:58

Supervisor Janoski, "Well, there are a few minutes before the scoping meeting. Is there anyone... Did you want to tell a joke sir? Does anyone wish to be heard before we go on to the resolutions? Ok. Let's take up the resolutions."

RESOLUTIONS

#261 ORDER CALLING PUBLIC HEARING RE: EXTENSION 38 TO THE RIVERHEAD WATER DISTRICT (NORTH HORTON & HARRISON AVENUE).

(See Water District Minutes)

#262 APPOINTS GARY PENDZICK TO PERMANENT POSITION OF WATER DISTRICT SUPERINTENDENT

(See Water District Minutes)

#263 ACCEPTS MAINTENANCE BOND OF FERRAN CONCRETE CO., INC. RIVERHEAD SCAVENGER WASTE PLANT.

(See Scavenger Waste Minutes)

#264 AUTHORIZES SUPERVISOR TO EXECUTE CERTIFICATES OF INSURANCE.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Town of Riverhead has, by resolution dated February 2, 1987, created an insurance program; and

WHEREAS, THE Town of Riverhead contracts with various County, State and Federal agencies for provider agreements for the citizens of Riverhead; and

RESOLUTIONS Continued

WHEREAS, these provider agreements require the Town to assume liability for the Town's conduct of these programs.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute certificates of insurance as required by provider agreements with County, State and Federal agencies.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#265 **AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS FOR ONE USED 1982 OR NEWER BUCKET TRUCK - HIGHWAY DEPARTMENT.**

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids on one used 1982 or newer Bucket Truck for use of the Town of Riverhead Highway Department.

AND BE IT RESOLVED, that specifications and forms for bidding be prepared by the Superintendent of Highways and bids be returnable up to 11:00 a.m. on May 18, 1987, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to open publicly and read aloud on May 18, 1987 at 11:00 a.m. at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead. All sealed bids bearing the designation "Bid on One Used or Newer 1982 Bucket Truck.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#266 **AWARDS BID LIQUID ASPHALT - HIGHWAY DEPARTMENT.**

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, the Town Clerk was authorized to advertise for bids for Liquid Asphalt for the Highway Department, and

WHEREAS, on the 23rd day of April, 1987 all bids received were opened and read aloud, and

WHEREAS, Only two bids were received, and

WHEREAS, Ascon Distribution Corp. submitted the lowest bid meeting the specifications.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for Liquid Asphalt be awarded to Ascon Distributing Corp., P.O. Box 629, Bayshore, NY for the bid of: Item No. 1-\$1.085 per gal.; Item No. 2-\$1.185 per gal.; Item No. 3-\$1.025 per gal.; in conformity with the bid specifications on file with the Town of Riverhead.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#267 ADOPTS AMENDMENT TO SECTION 48-13 OF THE RIVERHEAD TOWN CODE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a public hearing was held on the 20th day of January, 1987, at 8:05 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 48-13 of the Riverhead Town Code, and

WHEREAS all interested persons were heard.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the amendment to Section 48-13 of the Riverhead Town Code as follows:

48-13 PARKING AND PARKING PERMITS

A. Vehicles entering any public bathing beach or recreation center shall enter only at designated entrances and leaves only through designated exits. Parking of all vehicles displaying a parking permit, obtained as hereinafter provided, shall be permitted in the spaces provided at any public bathing beach or recreation center.

The following parking areas are hereby designated as Town of Riverhead "Parking by Permit Only" areas:

- (1) Parking area at South Jamesport Beach.
- (2) Parking area at Iron Pier Beach.
- (3) Parking area at Reeves Park Beach.
- (4) Parking area at Wading River Beach.
- (5) Parking area at Roanoke Fishing Point (unprotected beach.
- (6) Parking area at Edwards Avenue Fishing Point (unprotected beach).
- (7) Parking area at Washington Avenue Fishing Point (unprotected beach).
- (8) Parking area at Wading River Boat Launch.
- (9) Parking area at Stotzky Park.
- (10) Paring area at Wading River Community Park.

48-13 PARKING AND PARKING PERMITSB. PERMITS

The Recreation Department is hereby authorized to issue a parking permit for use at any public bathing beach or recreation center. Parking permits for parking vehicles in the designated parking areas shall be issued as follows:

1. RESIDENT PARKING PERMIT

(a) A resident parking permit shall be issued to all persons who are qualified residents of the Town of Riverhead. Persons applying for a resident parking permit will be requested to submit for inspection one (1) of the following as proof of residence:

- (i) A validated tax receipt stub for the current year for any taxable real property within the Town of River-

RESOLUTIONS Continued

(ii) A valid New York State motor vehicle registration license in the name of the applicant and to an address located within the Town of Riverhead.

(iii) Such other proof of residence as is satisfactory to the Riverhead Recreation Department.

(b) Upon approval, a resident parking permit shall be issued and inscribed with the vehicle license registration number. Such permit shall not be transferred to another vehicle.

(c) Resident parking permits for motor vehicles shall be permanently affixed and prominently displayed on the vehicle for which it was issued.

(d) There will be no cost for a resident parking permit.

C. NON-RESIDENT PARKING PERMIT

(1) A non-resident parking permit shall be issued by the Riverhead Recreation Department to all persons who do not qualify as residents as defined in; 48-13 A hereof.

(2) The fee for the issuance of a non-resident parking permit shall be one hundred dollars (\$100.00) annually or ten dollars (\$10.00).

(3) Daily non-resident parking permits may be issued for the parking of vehicles at all Town Beaches to any person by the attendant on duty at such parking areas.

D. HOTEL-MOTEL PARKING PERMITS

(1) Hotel-Motel parking permits shall be issued by the Riverhead Recreation Department to the owners or their designated managers of hotels, motels, rooming or boarding houses and trailer parks, for use by the paying guests temporarily residing within. Persons applying for a hotel-motel parking permit shall present to the Riverhead Recreation Department:

(a) The number of rental units available at the applicant's premises.

(b) The number of permits applied for.

(c) The designated business name, if any, of the premises applied for

(2) Upon a determination by the Riverhead Recreation Department that the applicant is entitled to such permits and upon payment of the required permit fee, permits shall be issued, provided however, that the number of permits issued shall not exceed the number of rental units available

RESOLUTIONS Continued

at the premises applied for. Such permits shall be inscribed with the name of the applicant or the designated business name of the applicant's premises and shall be used only by paying guests occupying the premises for which such permits are issued.

(3) Hotel-Motel parking permits shall be transferable and shall be issued in a clear plastic case and designed to be affixed temporarily to the interior right hand windshield or right hand front door window of the vehicle. The owner or manager to whom such permits are issued shall make no charge for the use of such permits by such guests but may require a deposit, not to exceed five dollars (\$5.00) to ensure return of a permit.

(4) The fee for the issuance of a hotel-motel parking permit shall be ten dollars (\$10.00) per room or permit annually.

E. FISHING PERMITS

(1) Resident fishing permits for fishing purposes shall be issued by the Riverhead Recreation Department and shall entitle the vehicle so licensed to remain at the parking areas at all hours of the day and night.

(2) There will be no cost for a resident fishing permit.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#268 CALLS PUBLIC HEARING ON LOCAL LAW # OF 1987 SETTING A MORATORIUM IN WADING RIVER.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Town of Riverhead is currently in the process of a study of the future commercial development needs of the residents of the hamlet of Wading River; and

WHEREAS, this Town Board deems it to be in the best interest of the residents of the hamlet of Wading River and the Township of Riverhead that commercial development under the existing Business "C" Zoning Use District in effect at the intersection of South Road and North Wading River Road, and at the intersection of North Wading River Road and Hulse Landing Road not be permitted pursuant to the findings of the hamlet study.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby calls a public hearing to be held on the 19th day of May, 1987 at 7:55 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to Local Law # ____ of 1987 which imposes a moratorium upon commercial development in the hamlet of Wading River in the Business "C" Zoning Use District as follows:

RESOLUTIONS Continued

A moratorium on appoications received after the close of business May 5, 1987 is hereby placed upon the acceptance of any and all applications for new commercial development and the conversion of existing structures for business uses in those areas zoned Business "C" and located at the intersection of South Road and North Wading River Road, and at the intersection of North Wading River Road and Hulse Landing Road, at Wading River, in the Town of Riverhead, New York.

This moratorium shall remain in effect until and including November 2, 1987.

This Local Law shall become effective upon filing with the Secretary of State.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post this resolution in its entirety once in the Riverhead News-Review.

*broken line represents deletion
*underscore represents additions.

Councilman Boschetti, "Point of discussion. Mr. Supervisor, does this allow for the prevention of anybody taking advantage of such a public hearing as we discussed?"

Supervisor Janoski, "I had asked for today's date to be part of this."

Councilman Boschetti, "Mr. Town Attorney, maybe you could clarify it."

Richard Ehlers, "We can do that. The Local Law can not be effective until it's filed with the Secretary of State. If you want to also by resolution, extend the period of an existing moratorium through the hearing date just by resolution, that would be possible to add. I think I probably misunderstood when I was asked what day it would be effective."

Councilman Boschetti, "Well, the intent here... My concern right now, my immediate concern is to prevent people from, particularly developers, getting in under the wire because of the notification they would gain through a public hearing."

Richard Ehlers, "So then we can just add a "resolved" that the moratorium currently in effect is extended through...."

Councilman Prusinowski, "Mr. Town Attorney, I think the intent of some of the Board members which I heard was that the moratorium would be effective retroactive until tonight which means that we would recognize any applications after tonight even though we're going to have two-week public hearings should the public hearing..... After the public hearing, should the moratorium go into effect after the public hearing."

RESOLUTIONS Continued

Councilman Boschetti, "Can we amend it that way?"

Richard Ehlers, "I was just going to suggest that it be amended to say that a moratorium, when applications received after close of business today is hereby placed upon. That would be what the law would say if you choose to adopt it."

Councilman Boschetti, "Ok. Fine."

Richard Ehlers, "So I guess someone should offer that amendment."

Councilman Boschetti offered the following amendment to resolution #268 which was seconded by Councilman Pike.

RESOLVED, that a moratorium, when applications received after close of business on May 5, 1987 (today) is hereby placed upon.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The amendment was thereupon duly declared adopted.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted as amended.

Supervisor Janoski, "Let the record show that the hour of 8:05 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

SCOPING HEARING - 8:05 p.m.

I have affidavits of publication and posting that a scoping HEARING WILL BE HELD ON Tuesday, May 5, 1987 at 8:05 p.m. to hear all interested persons regarding: The Issues to be addressed in the DEIS covering the above-mentioned application for condos and cluster development on Elton Avenue.

Supervisor Janoski, "Thank you. Before, I'd like to announce the representative of the applicant. I would just like to point out what a scoping hearing is. A scoping hearing is exactly that. It identifies the scope of the issues and concerns which should be addressed in the Draft Environmental Impact Statement which must be prepared by the applicant as part of the State Environmental Quality Review Act. This is not a hearing on the application. There will be a hearing on the special permit application at a future time and that of course, is the opportunity in which to express your position (pro or con) concerning the application. This hearing tonight is to identify concerns that citizens might have which they feel should be addressed in a draft Environmental Impact Statement. Having said that, Mr. Danowski, did you want to give an overview?"

PUBLIC HEARING Continued

Peter Danowski, Attorney, "For the applicant. I didn't really want to. I was going to just sit here and take notes. This is an application that basically started out a year ago where the applicants (the Razzano brothers) coming to a joint Board meeting and meeting with the joint Board (meaning the Zoning Board, the Planning Board and the Town Board and other officials within the town) and throwing out for whatever opinions might be available from the various town officials, their ideas regarding a parcel of property on Elton Avenue which they own and have owned and pay taxes on for some period of time. The end result of that was to incorporate architectural renderings from Don Denis who is the applicants' architect and ideas from Howie Young, who is here tonight and is the surveyor, and the man has prepared a site plan. And he incorporated also ideas from Chuck Bowman, who is our environmental expert from the Land Use Company which is located in Wading River. We filed this application back in November. I expected it to be referred to the Planning Board within 60 days and some action done. That hasn't happened. So anyway, we're at a stage now where the Conservation Advisory Council of the town has walked the property. They've walked it in the presence of Mr. Young, our surveyor. Mr. Bowman was available and is available tonight to listen to any comments regarding the issues to be raised and any potential for the Draft Environmental Impact Statement. I would point out that this property is located within the Riverhead Water District and within the Riverhead Sewer District and we'd certainly be applying to the Town Board, as the Governing Body of each agency, to hook into town water and town sewer at no cost to the taxpayers. We've made a purposeful attempt to stay away from any existing wetlands that may exist off of our property. And as well, we've tried to incorporate some ideas that some of these Town Board members have mentioned over the past year. Those ideas concern themselves with cluster, concepts whereby they attempt to preserve some open space. In this case, we will suggest that we preserve seven acres and not build on seven acres on the north side of Elton Avenue. We own property on both the north and south. It seems like a natural area on the north. It stays away from wetland body. It stays away from a Suffolk County drainage area. And we're prepared to answer any environmental questions. Again, we're hoping to have town sewer, hoping to have town water, staying away from the wetlands and we'll address any other questions you can possibly think of. I think at one point, there was some suggestion also that one of the local agencies (be it water or sewer) might need some land or something for some improvement and we're willing to voluntarily give that as well. And so, that's basically it. The site plan incorporates certain extensive drainage facilities to handle the inflow. And we're going to make every attempt to not take down trees to provide a scenic buffer around the perimeter to buffer us off from neighboring property owners. And I think this is consistent with some of the ideas that have been mentioned in recent times whereby we've made some mention of in public forums saying if there is going to be any increase in density or if there's going to be any availability to build within the township, that we should certainly provide an opportunity for some sort of planning development within the hamlet with sewer and water available. And

PUBLIC HEARING ContinuedPeter Danowski, Continued

this in my own mind, is a project that shouldn't have many environmental concerns. We're here again tonight, we're listening, taking notes."

Supervisor Janoski, "Thank you Peter. Is there anyone present who wishes to raise a question or concern they feel should be addressed in the Draft Environmental Statement? Steve."

Steve Haizlip, "I don't know just what the draftsman has in mind or the architect, but the conditions that I've seen in Calverton up at Shang Hai Heights, maybe some people call it Calverton Hills, I call it Shang Hai Heights, because what happened there when the steep of the roof came down level with the rest, that's the way they made it. They didn't allow any overhang or soffit. So when these rains come out and it's there for a couple of days, they were going to go into the windows, wetting the walls and furniture and rugs and so forth. So I don't know what this architect or this draftsman has got in mind. And if he cuts it off clean, I just want to say; I think we ought to extend it for the benefit of the people on that upper floor so they don't get window soaked."

Supervisor Janoski, "That's in the Town of Brookhaven too, isn't it Steve? Shang Hai Heights. Yes, George."

George Bartunek, C.A.C., "We did inspect the property within the last two weeks and we would like to say that we are very content with the site plan and the application as it was prepared and presented to us. The one concern that we may find is that even though the drainage has been provided for a two-inch rainfall, is that there may be, when you exceed the two inches of rainfall; there may be flooding into Saw Mill Creek. And the one thing we would like it to address in the E.I.S. is the potential of that back up in the pond and the flooding of Saw Mill Creek to the south. That's one concern we would like to specifically address. Whether it's a problem with the developer or not, we don't know."

Supervisor Janoski, "Ok. Thank you George. Is there anyone else who wishes to address the Board any matter that should be addressed in the draft? Betty, do you have that big list again Betty?"

Betty Brown, N.F.E.C., "The concerns to be incorporated in the D.E.I.S. of the Mill Ponds Common Project located on Elton Avenue in Riverhead. Environmental: effect of tidal/estuarian flow that construction and the final project will have on the integrity of the Saw Mill Creek, with respect to salinity, dissolved oxygen, and volume emptying into the river/bay. Proposed drainage scheme with attention to maximized volume relative to hooking into the town drain systems. Degradation of the area's capacity for watershed and recharge. The relative impact to the Riverhead Water District, with special attention given to the all over pressure requirements within the scope of the district. A scientific inventory and impact analysis for all flora, fauna, endangered and

PUBLIC HEARING ContinuedBetty Brown, Continued

threatened species both seasonal and permanent. Development and Household: proposed garbage removal scheme, projected impact on the Riverhead Town Landfill, a list of all hazardous materials and wastes to be used and disposition of said materials and also the effects of the above on the Saw Mill Creek, impact of lawn maintenance chemicals on the Saw Mill River and Bay. Traffic: projected maximized number of vehicles for the development, effects of road runoff on Saw Mill River. Riverhead Central School District: number of projected students maximized at 100% capacity, transportation, special services, handicapped and special education. Specific Points: what is the developer's specific timetable for all phases of the proposed development? Address the cumulative effect of this project on all other projects that have gained approval, pending approval in the Town of Riverhead with regards to traffic, Riverhead Central School District and environmental; alternative land uses, development at lower density; 1 acre. Will the developer and D.E.I.S. preparer solicit input from the Riverhead Board of Assessors, Highway, Riverhead Central School District, Conservation Advisory Council and Planning Board? Request that all solicitations for information be listed and copies of the provided data be submitted with the D.E.I.S.. Request the qualifications of the land use expert. Demonstrate compliance with all pertinent local, county and state codes."

Councilman Pike, "Quick question. This is in residence "C"? The one thing I'd like to do is have you look at, in your alternative analysis, comparing this with the residential subdivision allowed under the zoning. And really across the board, head to head between the two, to see how those two compare against each other. That really is the fundamental basis on the argument for clustering and I'd like to see how it works out."

Supervisor Janoski, "Thank you. Is there any other question, comment? Then without objection, I'll declare the hearing closed. I'm going to declare a recess until 8:35 at which time we will resume."

8:05 PUBLIC HEARING CLOSED AT 8:17

TOWN BOARD MEETING RECESSED AT 8:17

TOWN BOARD MEETING RECONVENED AT 8:35

Supervisor Janoski, "I understand that Mr. Haizlip would like the opportunity to address the Board. So why don't we do that now."

Steve Haizlip, "I want to commend the Highway Department for taking the action on Nugent Drive to the town line and then from the town line to River Road where that big huge bump that everybody use to go up to heaven and got down on the other side. It is smooth as glass and so forth. So good job."

Councilman Prusinowski, "The Highway Committee was instrumental in getting that done."

PERSONAL APPEARANCES Continued

Steve Haizlip , "Thank you very much." I heard the Highway Committeemen went down in person to show this bump too. Now, the next thing I'd like to bring up about highway. It's in the town jurisdiction of boundaries that now we're going to have to fight with the State of New York I guess again. And that is the Deli up in Calverton. Now, that Deli generates a lot of service, coffee, sandwiches and so forth. Trucks park on the south side and it's like the Autobahn proving grounds the way some of those holes are. And I know we've discussed the subject before but if I don't keep after it and keep on discussing it and somebody keeps after Joe Sawicki or Behan or the Superintendent of the State or what have you, they're not getting anywhere. They'll just let it sit there. So that's so much for that."

Supervisor Janoski , "Thank you Steve. Is there anyone else?"

Juanita Devlin, W. Main St. , "I'm the owner of Fishermen's Deli. I wonder where the water is in the river again. It's springtime, no water. This much by my dock, the boards are gone again and we're back to square one from last year. With all of the work that we did to try to keep that water in the river, what is happening? The last I heard, it was a criminal offense to go and tamper with those boards. Where are they? What's happening?"

Supervisor Janoski , "I don't know."

Juanita Devlin , "Well, the last heard, every change the guy was supposed to check and see if anybody is taking to boards away. I was told I was not allowed to touch them which I never have but other people do. They have a problem with their cesspool, the first thing they do is go out and pull out the boards. It's gone. I don't think it's fair. The fish have no spawning place to go. People come in off the river, they say last year we had a beautiful spawning season. What happened this year? There are no spawning beds. They're gone. It's out in Peconic Bay. That's where it is."

Supervisor Janoski , "Well, I don't know."

Juanita Devlin , "Why is there a moratorium on bathing along the river if nobody cares about the river? What is it going to accomplish? Just wait a while, there won't be a river." I think I'm the only one concerned. I'm the only one whoever addresses the Board about it. I went around. I get this big petition last year. I called everybody I could possibly call. I was in every newspaper. Newsday picked up at the last winter, they had headlines and everything else and I saw a nice writeup about it and what did it accomplish? Nothing. Absolutely nothing."

Supervisor Janoski , "Do you have any suggestion that you would like to make?"

Juanita Devlin , "I would like those boards maintained. And there was a directive given down of the height above sea level for each one of those spillways all along the Peconic. Nobody bothers about it. Why bother with these things?" Give me some answers. I want some answers."

PERSONAL APPEARANCES Continued

Supervisor Janoski , "Well if you can't tell me who is taking out the boards, then what answer can I give you?"

Juanita Devlin , "Well, it's probably the same person that was taking them out last year. Do you want me to name him?"

Supervisor Janoski , "If you'd like to."

Juanita Devlin , "I understand it's Roy Osman again."

Supervisor Janoski , "Have you ever seen Mr. Osman take them out?"

Juanita Devlin , "I have never seen him but people seem to think that I'm in charge of the river."

Supervisor Janoski , "Well you know that we get those boards put back in every time you give me a call and we send the guys down there to put them back in."

Juanita Devlin , "But why?"

Supervisor Janoski , "Why do we put...."

Juanita Devlin , "No. Why do I have to let you know? You are supposed to be watching them. It's not my job. People call me. You know what happened? Somebody took the board out of the river. I say I'm not Mr. Janoski. I don't think I resemble you in any which way."

Supervisor Janoski , "As I say, we have the boards put back in already and we have had damage to the dams. They have been broken. We have repaired them, we fix it. Short of putting someone down having a shot gun."

Juanita Devlin , "Is there some kind of a permanent thing you could put down there to prevent people from taking it out?"

Supervisor Janoski , "Not really. But the state will be holding a hearing (I understand) very soon on the river and the designation of part of what would be addressed in this action that the state has finally taken; is the recommended levels of the water in the river which are supposed to be maintained. I would love to catch someone taking the boards out. That has to be what happens is that we actually have to catch the individual who are destroying those dams."

Juanita Devlin , "With all the rain that we had, we should be flooded, not have no water."

Councilman Lombardi , "The boards are being removed from the west of you?"

PERSONAL APPEARANCES Continued

Juanita Devlin, "At the foot of Mill Pond Road. Right there at that spillway. That's been the same trouble spot all along and I get kind of weary coming here and complaining all the time. I must sound like a constant complainer but it's always the same problem. And last year we worked it out, there was like a truce and the town was going to take care of it and I thought that was where it was. I got a few calls spring. People go out in there boats and like I said: I have this much water at my dock. You can't float a boat back there."

Supervisor Janoski, "Tomorrow the boards will be put back there."

Juanita Devlin, "Thank you. Are they going to be maintained or do I have to go down and call you each time? Even just a couple of times a week would be a good help. I don't expect every changing to have somebody to be down there. But at least to watch it."

Supervisor Janoski, "We will make arrangements for someone, on a regular basis, to determine whether the boards are as they should be. And I don't mind you giving me a call to let me know someone has been tampering with them."

Juanita Devlin, "Well, I did try calling you and you were not available and I did speak to Mr. Boschetti about it and I told him I was coming down to the meeting tonight and address you myself. Thank you very much."

Supervisor Janoski, "Ok. Thank you."

Steve Haizlip, "Joe, can I have a quick input on that?"

Supervisor Janoski, "What the heck Steve."

Steve Haizlip, "I didn't realize this problem went on and I didn't even know there was a dam there but the lady was talking about the river. Isn't the river half belong to Riverhead and half to Southampton? Why couldn't Southampton get involved with this project too? Thank you, Joe."

Supervisor Janoski, "Let us return to the resolutions."

RESOLUTIONS#269 REFERS ZONING CODE AMENDMENT TO PLANNING BOARD.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, it is a priority of the Town Board of the Town of Riverhead to maintain an open character to its commercial and industrial development which is sympathetic to the prevailing industrial character of the Township, and

RESOLUTIONS Continued

WHEREAS, THE Riverhead Planning Department has proposed a revision to Sections 108-64.1, 108-114, and 108-119, which would allow for enhanced preservation, and subsequent maintenance, of that indigdenous character;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby refers this proposal to the Riverhead Planning Board for its review and recommendations.

LANDSCAPING

108-64.1 (Screening and buffer regulations)

COMPLETE REVISION:

(B) Trees. Trees shall be required along street frontages at a distance equal to the average diameter for the given species of maturity. Said requirements may be specifically excepted by the Town Board when granting a change of zone or when it is deemed through the functions of site plan review that an aesthetically acceptable substitute, appropriate to the use and location, has been provided. Such substitute must utilize a number of trees that is at least equal to that arrived at if placed along street frontages. The number of trees shall be computed without taking into account that footage devoted to driveways, and in no instance shall trees be planted within five (5) feet of a driveway or edge of a driveway.

REVISE:

(D) Where the applicant's building or buildings are retail in nature and where the aggregate square footage is TEN THOUSAND (10,000) square feet or more, the applicant must provide landscaped raised islands within the parking area at the rate of twenty (20) square feet of landscaped island per each parking space required... Such islands shall be landscaped with one (1) tree every ONE HUNDRED (100) SQUARE FEET and with appropriate shrubbery, which landscaping shall be maintained.

108-114 (Business PB-Additional Requirements)

REVISE:

(D) ...said areas shall be landscaped IN ACCORDANCE WITH SECTION 108-64.1 OF THIS CHAPTER. Said areas shall be maintained as set forth in Subsection A above.

108-119 (Residence RC-Additional Requirements)

REVISE:

(C) ..said areas shall be contained by curbs conforming to the Town of Riverhead highway specifications, shall be landscaped IN ACCORDANCE WITH SECTION 108-64.1, and shall be maintained as set forth in Subsection A above.

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#270 **REFERS ZONING CODE AMENDMENT TO PLANNING BOARD (PERMITTED USES OF FRONT YARD).**

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, the Town Board of the Town of Riverhead desires a means by which to eliminate unauthorized displays and visual blight which is often evidenced on commercial properties throughout the Township, and

WHEREAS, the Riverhead Planning Department has submitted to this Town Board a revision to Section 108-58 of the Town Code of the Town of Riverhead which would achieve that objection;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby refers this proposal to the Riverhead Planning Board for its review and recommendations.

108-58 Permitted uses of front yard.

ADDITIONS CAPITALIZED:

In connection with a business, goods, wares, merchandise, produce, machiner, cars, TRUCKS, trailers, ANY OTHER TYPE OF VEHICLE, TEMPORARY SIGNS, lumber, or other materials, including homegrown or homemade products produced on the premises, may NOT be displayed in the required unoccupied area as may exist on the site, or in the areas intended for customer access.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#271 **DENIES INCOMPLETE SITE PLAN APPLICATION.**

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, on January 29, 1987, Richard J. Homan of 666 Warren Street, Baldwin, New York, did submit to the Town Board of the Town of Riverhead an application for a special permit to enclose an ice cream store at Main Road (New York State Route 25) at Aquebogue, in the Town of Riverhead, New York, which enclosure represents the expansion of a pre-existing, nonconforming use, and

WHEREAS, on April 8, 1987, this Town Board did grant a special permit to Richard J. Homan for the expansion of said pre-existing, nonconforming use, and

WHEREAS, pursuant to the requirements of the Town Code of the Town of Riverhead, the applicant must submit to the Town Board a site plan, including on-site parking and landscaping to be provided, for Town Board consideration and approval before the issuance of a Building Permit, and

RESOLUTIONS Continued

WHEREAS, numerous communications with Richard J. Homan on the part of Town of Town officials and staff have resulted in the determination that he, Richard J. Homan, is unwilling to submit a complete site plan application in conformance with the requirements of the Town Code of the Town of Riverhead;

NOW, THEREFORE, BE IT

RESOLVED, that the request of Richard J. Homan for site plan approval, in the absence of a complete site plan application pursuant to the requirements of the Town Code of the Town of Riverhead, be denied, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Richard J. Homan and the Riverhead Building Department.

Councilman Prusinowski, "We did grant him a special permit and have written him on many occasions asking him for a complete submission of a site plan in accordance with the requirements of the Town Code of the Town of Riverhead and the request of the Town Board. He has not done so. So tonight we're going to deny his incomplete site plan."

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#272 REFERS ZONING CODE AMENDMENT TO PLANNING BOARD (ROLLING GRILLES/DOORS).

Councilman Lombard offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Town Board of the Town of Riverhead recognizes the necessity, on the part of the business community, to protect their investment and their inventories, and

WHEREAS, the Town Board likewise recognizes the importance of the aesthetic in allowing said business community to thrive and prosper, and

WHEREAS, the Town Board believes that rolling, security type grilles and doors across the facade of building causes a conflict in the aesthetic and character which has been proven a vital element to a successful shopping district, and

WHEREAS, THE Riverhead Planning Department has issued a proposal subjecting said rolling grilles and doors to a special permit of the Town Board;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead does refer this proposal to the Planning Board of the Town of Riverhead for its review and recommendations.

ROLLING GRILLES/DOORS

108-27B (Business A-Special Permit Uses)

ADD:

(5) Rolling or sliding security-type grilles, subject to Site Plan Review. Rolling or sliding security doors are prohibited on retail building facades.

RESOLUTIONS Continued

108-34B (Business B-Special Permit Uses)

ADD:

(5) Rolling or sliding security-type grilles, subject to Site Plan Review. Rolling or sliding security doors are prohibited on retail building facades.

108-39B (Business C-Special Permit Uses)

ADD:

(5) Rolling or sliding security-type grilles, subject to Site Plan Review. Rolling or sliding security doors are prohibited on retail building facades.

108-42B (Business D-Special exception and special permit uses)

ADD:

(7) Rolling or sliding security-type grilles, subject to Site Plan Review. Rolling or sliding security doors are prohibited on retail building facades.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#273 REQUESTS COUNTY PLANNING COMMISSION TO ASSIST PLANNING AND ZONING STUDY.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, the Town of Riverhead has undertaken a Master Plan and zoning revision to bring about improved land use management for the future of its farmland, residential, industrial and hamlet areas; and

WHEREAS, the Town Board has, through the office of the Town Planning Department, conducted surveys and studies, including existing use maps and proposals for future zoning regulations in the Town, including its hamlet areas; and

WHEREAS, the Suffolk County Planning Commission, through the offices of Dr. Koppelman, Director, have agreed to perform an independent planning study taking into account the work already completed by the Riverhead Planning Department and such additional information as they shall require.

NOW, THEREFORE, BE IT

RESOLVED, That the Town Board of the Town of Riverhead hereby calls upon the Suffolk County Planning Commission for an independent study to be used by the Town Board and the Riverhead Planning Board in the evaluation of proposals for the revision to the Town Master Plan; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Dr. Koppelman at the Suffolk County Planning Commission and the Riverhead Town Planning Board.

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#274 **DECLARES PLANNING BOARD LEAD AGENCY FOR FARMLAND PRESERVATION STUDY.**

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, the Town Board has previously referred to the Riverhead Town Planning Board for their review and recommendation the Recommendations for the Preservation of Farmland in the Town of Riverhead prepared by the Riverhead Town Farmland Committee; and

WHEREAS, a tri-board meeting of the Town of Riverhead Planning, Zoning and Town Boards was held on April 20, 1987, to discuss the scope of review for SEQRA compliance, specifically the preparation of an environmental impact statement; and

WHEREAS, members of the Planning Board expressed their unanimous support for the designation of the Planning Board as the lead agency for the Recommendations Regarding the Preservation of Farmland in the Town of Riverhead, the necessary revision of the Master Plan attendant thereto and the proposed ordinance and zone changes necessary for implementation of the Board's anticipated recommendations.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby designates the Riverhead Town Planning Board the lead agency for the Recommendations Regarding the Preservation of Farmland in the Town of Riverhead; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Planning Board and all interested agencies as defined in the SEQRA requirements; and be it further

RESOLVED, that the Town Board affirms the authority of the Planning Board to engage outside professional consultants as it deems appropriate to the completion of its review and recommendation.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#275 **NOTICE OF PUBLIC HEARING PURSUANT TO EMINENT DOMAIN PROCEDURE LAW RE: PROPERTY OF REGINA BROWN.**

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, pursuant to Eminent Domain Procedure Law, a public hearing will be held on the 2nd day of June, 1987, at 7:45 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons as to the condemnation by the Town of Riverhead, through the Community Development Agency, of the premises known as Suffolk County Tax

RESOLUTIONS Continued

Map No. 0600-127-7-21, bounded on the East by the M.T.A., on the North by Route 25 (East Main Street) and on the West by Riverside Drive, owned by Regina Brown, to be acquired for urban renewal; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish this resolution in its entirety in five (5) consecutive issues of Newsday, a newspaper having general circulation in the Town of Riverhead, and two (2) consecutive issues of the Riverhead News Review, the official Town newspaper, which is published weekly.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#276 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS RE: SHULTZ ROAD REALIGNMENT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following Notice to Bidders for the realignment of Shultz Road once in the Riverhead News-Review.

NOTICE TO BIDDERS

Sealed proposals for Shultz Road Realignment will be received by the Town of Riverhead at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 a.m. prevailing time on May 21, 1987, at which time and place they will be publicly opened and read aloud.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#277 APPROVES BUILDING PERMIT FOR MODEL UNITS RE: BLUFFS AT BAITING HOLLOW PHASE II.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, the Bluffs at Baiting Hollow have submitted a site plan for the golf course units dated 4/3/87 prepared by Coco & Baldassano, Architects, for the purpose of seeking approval to construct four residential-type units as a sales pavilion; and

WHEREAS, the Town Board, pursuant to the special permit and site plan resolution previously having been granted as pertains to jurisdiction to determine the location and design of structures.

NOW, THEREFORE, BE IT

RESOLVED, That the Town Board hereby approves the construction of the sales pavilion pursuant to the following terms and conditions:

RESOLUTIONS Continued

1. The necessary access road, parking and planting as shown on the site plan shall be installed as required by the sales pavilion;

2. No certificates of occupancy for any residential use shall be granted until a condominium map has been recorded with the Suffolk County Clerk covering all of the Phase II site plan as previously approved by the Riverhead Town Board;

3. A temporary certificate of occupancy shall be issued by the Riverhead building Department for the sales pavilion consisting of four model units for a period of two years. In the event that the condominium map required by Paragraph 2 herein has not been recorded with the County Clerk before the expiration of such two-year period, the property owner shall remove the sales pavilion upon 30 days written notice from the Town of Riverhead Town Board;

4. The applicant shall deposit with the Supervisor \$105,000.00 to cover the estimated costs of the installation of water mains serving Phase II in accordance with the estimate prepared by Holzmacher, McLendon & Murrell, P.C. In addition, the applicant shall execute a covenant covering all of Phase II which shall provide that within two years from the date hereof, or upon the issuance of a certificate of occupancy for the residential use for any of the dwelling units in Phase II the applicant, its heirs and assigns, shall pay to the Riverhead Water District \$1,500.00 per individual unit. Said covenant shall be recorded by the applicant with the Suffolk County clerk after the form has been approved by the Town Attorney. To secure said payment, the applicant shall deposit with the Supervisor of the Town of Riverhead, a letter of credit from a commercial bank in the amount of \$261,000.00 for a period of two years and six months;

5. Upon the submittal of approvable building plans, the Building Department shall issue a building permit for the sales pavilion when the applicant has complied with paragraph 4 hereinabove;

6. This approval for the construction of the sales pavilion is intermediate in its effect. All of the conditions of prior Town Board and Planning Board resolutions concerning Phase II of the Bluffs at Baiting Hollow remain in full force and effect; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to J. Stanton Pohl, Esq., attorney for the applicant, and the Riverhead Building Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#278 DENIES SPECIAL PERMIT APPLICATION OF ROBERT SOLOMON.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

RESOLUTIONS Continued

WHEREAS, on February 10, 1987, Robert B. Solomon, of 505 North Woodard Avenue, Bloomfield Hills, MI, did submit to the Town Board of the Town of Riverhead a special permit application to install a drive-thru window at Kentucky Fried Chicken Restaurant, located at 510 East Main Street at the intersection of Ostrander Avenue in the Town of Riverhead, New York, and

WHEREAS, this matter was referred to the Town of Riverhead Planning Board for its review and recommendation, and

WHEREAS, by letter dated March 26, 1987, the Planning Board has recommended conditional approval of said special permit application, and

WHEREAS, on April 21, 1987, this Town Board held a public hearing, wherein all persons wishing to be heard were heard, and

WHEREAS, the Environmental Quality Review Board has determined that the action is a Type II action without significant impact upon the environment, and

WHEREAS, based upon the Town Board's review of the Environmental Assessment form and the proceedings had herein, the Town Board determines that the special permit applied for will be a Type II action without significant impact upon the environment, pursuant to the State Conservation Environmental Law;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead makes the following findings:

(1) That traffic flow on-site will be impeded by the addition of a drive-thru window and that the ingress point from New York State Route 25 (Main Street) would, of necessity, become a point of both ingress and egress;

(2) That the parking provided would be inadequate to the traffic generated by a drive-thru facility, thereby rendering such a facility burdensome to the size of the parcel in question;

(3) That maintenance at the site, relating to the operation of the facility, the waste materials generated therein, and the landscaping, is and has been severely lacking; and

(4) That no separate delivery area is provided, leaving the drive-thru lane the only available space for such deliveries, and promulgating the continued delivery of supplies in early morning hours, causing unwarranted and disturbing noise and impediments to pedestrian traffic along the public sidewalk;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines that:

(a) The use will prevent or substantially impair the orderly use and the reasonable and orderly development of other properties in the neighborhood;

(b) The hazards and disadvantages to the neighborhood from the inclusion and location of such use at the property are not outweighed by the advantage to be gained either by the neighborhood or the Town;

(c) The health, safety, welfare, comfort, convenience, and order of the neighborhood and the Town will be adversely affected by the requested use; and

RESOLUTIONS, Continued

(d) Such use will not be in harmony with, nor promote the general purposes and intent of, Chapter 108 of the Town Code of the Town of Riverhead; and be it further

RESOLVED, that based on the foregoing conclusions, the site plan application of Robert B. Solomon to install a drive-thru window at the Kentucky Fried Chicken Restaurant, located on 510 East Main Street at the intersection of Ostrander Avenue in the Town of Riverhead, New York, be denied, and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this resolution to Robert B. Solomon, to Kentucky Fried Chicken of Long Island and to the Riverhead Building Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#279 APPOINTS 90-DAY TEMPORARY EMPLOYEE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a vacancy exists in the Office of the Supervisor due to the maternity leave of Monique Gablenz.

NOW, THEREFORE, BE IT

RESOLVED, that Diedre Savino be appointed as a 90-day temporary employee at a rate of \$9.85 an hour, effective May 6, 1987.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#280 REFERS ZONING CODE TO PLANNING BOARD.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, on January 13, 1987 the Town of Riverhead is presently engaged in land use management efforts; the purpose of which is the implementation of zoning use districts appropriate to the orderly growth and development of the area, and

WHEREAS, the Planning Department of the Town of Riverhead has drafted an "Open Space Conservation" Zoning Use District in partial fulfillment of that goal;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby refers the Open Space Conservation Zoning Use District Code to the Planning Board for its review and recommendations, and be it further

RESOLVED, that the Town Clerk forward a certified copy of this resolution to the Clerk of the Planning Board.

RESOLUTIONS, ContinuedOPEN SPACE CONSERVATION DISTRICT

(1) The purpose of the Open Space Conservation District is to provide for the conservation and preservation of lands within the Town of Riverhead which are considered to be open areas of critical environmental importance.

(2) This Zoning Use District shall be applied to land in public and private ownership used for golf courses, tennis courts, nature preserves, hunting preserves, parks, recreation areas, camps, lands owned by religious institutions, and beach areas.

(3) The Riverhead Town Board, in order to implement the provisions of the Town's Master Plan, shall determine significant parcels of open space and include those parcels in the Open Space Conservation Zoning District.

(4) No building shall be constructed or improvement made upon property within the Open Space Conservation District except those structures which are considered to be structures which are customary to the prevailing use such as golf clubhouses, tennis clubhouses, bath houses, park administration buildings, camp houses, maintenance buildings, etc.

The Riverhead Town Board shall have full authority in the determination as to the customary nature of all improvements.

Pursuant to Article XXVI (Site Plan Review) of this Chapter, a site plan shall be required of all uses.

A site plan shall not be approved if such site plan shows a building intensity, either prior or subsequent to proposed improvements, in excess of 10 percent of the site.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#281 REFERS ZONING CODE AMENDMENT TO PLANNING BOARD AND CALLS PUBLIC HEARING.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, it is the desire of the Town Board to amend the lot coverage contained in the CR Zoning Use District throughout the Town of Riverhead from the current twenty-five percent (25%) to seventeen percent (17%); and

WHEREAS, the Town Board desires to refer the amendment of lot coverage to the Planning Board.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby refers this proposal to the Planning Board for its review and recommendations; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby calls a public hearing to be held on the 19th day of May, 1987, at 8:05 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 108-110.2(C)(1) and (2) of the Riverhead Town Code as follows:

RESOLUTIONS Continued

(C) The maximum building area, unless otherwise specified, shall be ~~twenty-five percent-(25%)~~ seventeen percent (17%) of the lot size. The maximum building-lot-area square footage of any one building must conform to the following

~~(1)--For-sites-with-areas-between-zero-and-thirty-nine-thousand-nine-hundred-ninety-nine-(39,999)-square-feet, no-one-(1)-building-larger-than-four-thousand-(4,000)-square-feet-in-building-area-may-be-constructed.~~

~~(2)--For-sites-with-areas-of-forty-thousand-(40,000)-square-feet-or-greater, no-building-with-an-area-of larger-than-twenty-five-percent-(25%)-of-the-maximum building-area, or-four-thousand-(4,000)-square-feet, whichever-is-greater, may-be-constructed.~~

(1) No building shall have a square footage greater than four thousand (4,000) square feet unless the lot size is greater than ninety-four thousand one hundred eighteen (94,118) square feet (which lot size would yield four thousand (4,000) square-foot buildings).

(2) For lots with areas greater than ninety-four thousand and one hundred eighteen (94,118) square feet, the additional building square footage shall be applied equally to each of the four (4) buildings unless a different proportion is required during site plan review.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post this resolution in its entirety once in the Riverhead News Review.

*broken lines represent deletions

*underscore represents additions

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#282 **AUTHORIZES TOWN ATTORNEY TO INSTITUTE AN ACTION IN SUPREME COURT RE: MADONNA HEIGHTS SERVICES**

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Town Attorney be and is hereby authorized to institute an action in the Supreme Court of the State of New York, County of Suffolk, for an injunction enjoining Madonna Heights Services from occupying premises located at 235 West Main Street as a non-secure group care facility.

Councilman Janoski, "I also defer to the majority view on the Board and vote yes."

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS, Continued#283 AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR THE POSITION OF CHIEF OF POLICE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a public notice for the position of Chief of Police.

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that the Town of Riverhead is currently accepting applications for a possible vacancy for the position of Chief of Police within the Town of Riverhead Police Department. All applicants must meet the requirements of State law to hold the position of Chief of Police. Applications are available upon request from the Accounting Department, Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY 11901.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#284 AUTHORIZES SUPERVISOR TO EXECUTE A CONTRACT WITH THE CAPTAIN OF THE RIVERHEAD TOWN POLICE.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Supervisor be and is hereby authorized to execute a two-year contract with the Captain of the Riverhead Town Police covering the period of January 1, 1986 through December 31, 1988.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#285 AUTHORIZES SUPERVISOR TO EXECUTE PERMIT APPLICATION RE: DREDGING OF WADING RIVER CREEK.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, the Town of Riverhead maintains a boat launching facility at Wading River Creek in Wading River; and

WHEREAS, access to the creek has been maintained through dredging conducted at the expense of the Long Island Lighting Company; and

WHEREAS, the permit from the Army Corps of Engineers, the New York State Department of Environmental Conservation and the Secretary of State has expired, which permit is required to continue the recreational dredging of Wading River Creek.

RESOLUTIONS, Continued**NOW, THEREFORE, BE IT**

RESOLVED, that the Supervisor be and is hereby authorized to make application to the above agencies for a dredging permit for the recreational use of Wading River Creek as a boat launching facility; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Army Corps of Engineers; the New York State Department of Environmental Conservation regional office at Stony Brook; Gail Schaefer, Coastal Zone Land Management; Senator Kenneth P. LaValle, and Assemblyman Joseph Sawicki, Jr.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#286 APPROVES PROMOTION TO ASSESSMENT CLERK.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, this Town Board has received a request and recommendation of the Department Heads to elevate Doris Edwards from the title of Clerk to Assessment Clerk, and

WHEREAS, this Town Board has requested a certified list of eligibles from the Suffolk County Department of Civil Service, and

WHEREAS the Suffolk County Department of Civil Service has approved such change,

NOW, THEREFORE, BE IT

RESOLVED, that Doris Edwards be appointed to the title of provisional Assessment Clerk, Group 5, Step 10 of the 1987 CSEA Clerical and Supervisory Salary Schedule at the annual compensation of \$18,438.98 effective May 5, 1987, and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copies of this resolution to Doris Edwards and of the Office of Accounting.

#287 REFERS ZONING CODE TO PLANNING BOARD.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, on January 13, 1987, the Town of Riverhead is presently engaged in land use management efforts the purpose of which is the implementation of zoning use districts appropriate to the orderly growth and development of the area, and

WHEREAS, the Planning Department of the Town of Riverhead has drafted an "Institutional" Zoning Use District in partial fulfillment of that goal;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby refers the Institutional Zoning Use District Code to the Planning Board for its review and recommendations, and be it further

RESOLUTIONS, Continued

RESOLVED, that the Town Clerk forward a certified copy of this resolution to the Clerk of the Planning Board.

INSTITUTIONAL DISTRICT

(1) It is the purpose of the Institutional District to recognize the national importance and institutional use of certain lands within the Township, while at the same time preventing any future subdivision of said lands which may be in conflict with the orderly growth and development of the Township.

(2) In order to implement the provisions of the Town's Comprehensive Plan, the Riverhead Town Board shall apply this Zoning Use District to lands in public and private ownership utilized for the burial of military and veteran deceased, for naval weapons research, or as safety and/or buffer lands for the approach of military aircraft.

(3) No building, structure, or premises shall be used or arranged or designed to be used, and no structure shall hereafter be erected, reconstructed, or altered, except for those buildings and structures which are customary, appropriate, and necessary to the continued operations of those uses delineated herein.

Pursuant to Article XXVI (Site Plan Review) of this chapter, a site plan shall be required for all uses.

(4) In the advent of surplus and acquisition for uses other than those specified herein, of any of the lands designated as being located within the Institutional District, those lands will remain in said Institutional District until such time as the Town Board of the Town of Riverhead imposes either the Open Space Conservation Zone or the zoning designation of the adjacent parcel(s) on said lands.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#288 ADOPTS RESOLUTION RE: CHANGE OF LOT AREA IN RESIDENCE RDC DISTRICT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Town Clerk was authorized to publish and post a public notice for a Public Hearing to be held on the 21st day of April, 1987, at 8:05 p.m. at the Town Hall for the purposes of hearing all interested persons with regard to the reduction in the lot area within the Residence RDC District from 20 acres to 10 acres and that the Zoning District Use Schedule also be amended to reflect this change; and

WHEREAS, all persons wishing to be heard were heard on said date and at said time and place specified and for said purposes stated in said public notice.

RESOLUTIONS Continued

NOW, THEREFORE, BE IT .

RESOLVED, that the lot area within the Residence RDC District from 20 acres to 10 acres and that the Zoning District Use District Schedule for the Residence RDC District be and is hereby adopted as follows:

ZONING DISTRICT USE SCHEDULE

Use District	Minimum Lot Area (square feet)
Res. RDC	20-acres
(Article XXIV)	<u>10 acres</u>

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News Review and post same at the Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Planning Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#289 AWARDS BID FOR INSTALLATION OF WATER MAINS AND APPURTENANCES FOR LOUIS BONAVIDA & SONS, INC.

(See Water District Minutes)

#290 AUTHORIZES TOWN EXPENDITURES.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Supervisor be and hereby is authorized to pay the following:

GENERAL TOWN

Abstract #4	Totalling \$252,942.03	Vouchers 811-980
-------------	------------------------	------------------

HIGHWAY

Abstract #4	Totalling \$ 82,571.15	Vouchers 129-162
-------------	------------------------	------------------

CAPITAL PROJECTS

Abstract #4	Totalling \$ 15,752.48	Vouchers 19-20
-------------	------------------------	----------------

STREET LIGHTING

Abstract #4	Totalling \$ 4,554.32	Vouchers 119-123
-------------	-----------------------	------------------

PUBLIC PARKING

Abstract #4	Totalling \$ 4,474.24	Vouchers 115-118
-------------	-----------------------	------------------

RESOLUTIONS Continued

<u>SMALL CITIES</u>		
<u>Abstract #4</u>	Totalling \$ 5,739.61	Vouchers 228-240
<u>PARKING METER</u>		
<u>Abstract #4</u>	Totalling \$ 490.08	Vouchers 3
<u>YOUTH SERVICES</u>		
<u>Abstract #4</u>	Totalling \$ 910.25	Vouchers 9
<u>SRS. HELPING SRS.</u>		
<u>Abstract #4</u>	Totalling \$ 1,288.80	Vouchers 20-24
<u>MUNICIPAL GARAGE</u>		
<u>Abstract #4</u>	Totalling \$ 5,135.43	Vouchers 56-58
<u>TEEN CENTER</u>		
<u>Abstract #4</u>	Totalling \$ 197.20	Vouchers 6-7
<u>GENERAL TOWN DEBT</u>		
<u>Abstract #4</u>	Totalling \$138,542.50	Vouchers 7-10
<u>PUBLIC PARKING DEBT</u>		
<u>Abstract #4</u>	Totalling \$ 23,367.50	Vouchers 4-5

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#291 APPROVES SIDEWALK SALE OF CLOTHING WORKS

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

RESOLVED, that the Town Board hereby authorizes "Clothing Work" of 127 Main Street, Riverhead to hold a sidewalk sale on May 8th and May 9th, 1987 from 9:30 a.m. to 4:30 p.m, and be it further

RESOLVED, that the sidewalk sale shall consist of two tables of merchandise which will not exceed no more than four (4) feet out on to the sidewalk.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "I recognize this gentleman."

George Dalecki, Wading River, "Joe, earlier when Mrs. Devlin was up here, you asked here if she had any positive suggestions about her problem and she said why can't we put something more permanent and you said; no. Not really. My question is why not?"

PERSONAL APPEARANCES, Continued

Supervisor Janoski, "Because the river and any structures would effect... Some of those dams are illegal to begin with but let's not get into that. The building of structures or altering of structures on that waterway are controlled by the State of New York. What we do is maintenance. And other that premise, we can do some work on those dams. As far as altering them in any way, no we don't have the legal ability to do that."

Councilman Pike, "It's a wooden piece that keeps coming out? Why don't we maintain it with a steel piece with some well maintained locks?"

Supervisor Janoski, "We can do that."

George Dalecki, "The state has fought on our side as far as the Wading River Creek and we're finding our way around that aren't we?"

Supervisor Janoski, "As I said, there are recommendations regarding the river and that study that was done which are coming down the pipe in the next couple of days and there's going to be a hearing. Part of what is addressed in that report are the dams in the water level. And I expect that through that mechanism, there will be some action taken."

George Dalecki, "Ok. I for one, would like to see my tax money go to a permanent thing once and for all instead of some guy going in three times a week looking for a missing board. Thank you."

Councilman Boschetti, "If I may. We had discussed during budget talks last Fall, the possibility of designate four summer police officers to do recreational type enforcement. Would this not be something that would come under that jurisdiction?"

Supervisor Janoski, "Sure. We can assign somebody down there to watch those boards."

Councilman Boschetti, "Of course they wouldn't be there all day, 24 hours a day but perhaps that kind of enforcement where people know it is being enforced, would help. Is there any idea on that? We're just having a discussion. Mrs. Devlin, if you have... Did you hear that suggestion?"

Juanita Devlin, "Yes I did. I would suggest that if anybody sees anybody doing any damage to it, do something about it. I was threatening to do something. Why isn't somebody else threatening to do something? If you know that somebody is doing something, report them like I report them. what I was trying to do is preserve it, not destroy it."

Councilman Boschetti, "On this suggestion that was just made, do you think that might help?"

PERSONAL APPEARANCES, Continued

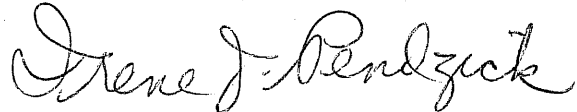
Juanita Devlin, "As far as I can see, there's no..... "

JUANITA DEVLIN SPOKE FROM AUDIENCE CAUSING REMARKS TO
BE INAUDIBLE.

Councilman Boschetti, "Ok. Thank you."

Supervisor Janoski, "Without objection, adjourned."

There being no further business on motion or vote, the
meeting adjourned at 9:07 p.m.



Irene J. Pendzick
Town Clerk

IJP:nm